

U.S. COURTS

04 MAY 27 PM 3:45

REC'D _____ ED _____ N
CAMERON S. BURKE

CLERK, IDAHO _____

Steven V. Richert, Esquire
FEDERAL DEFENDERS OF EASTERN WASHINGTON AND IDAHO
801 E. Sherman, Ste. 177
Pocatello, ID 83201
Telephone: (208) 478-4155
Idaho State Bar No. 2432

Attorneys for Defendant

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO

UNITED STATES OF AMERICA,)

Plaintiff,)

vs.)

DUSTIN HOLM,)

Defendant.)

Case No. CR-03-220-E-BLW

**AFFIDAVIT OF DEFENDANT'S
COUNSEL RE: MOTION TO
CONTINUE PRE-TRIAL AND TRIAL**

STATE OF IDAHO)

ss

County of Bannock)

STEVEN RICHERT, being first duly sworn upon his oath, deposes and says:

1. That I am attorney of record for Dustin Holm.
2. Pre-trial is currently set for June 2, 2004, and trial for Defendant is presently set for June 14, 2004.
3. I am in the process of filing a Motion for a Change of Venue on the grounds that prosecution before the Court involves threats allegedly made by Mr. Holm against the U.S. District

13

Court Clerk, Pocatello, the U.S. Marshall Service in Pocatello, and other federal agencies in Eastern Idaho. Further, we have yet to complete our investigation into this case.

4. This request to continue is the second request in behalf of Mr. Holm. Mr. Holm consents to this second request to continue trial.

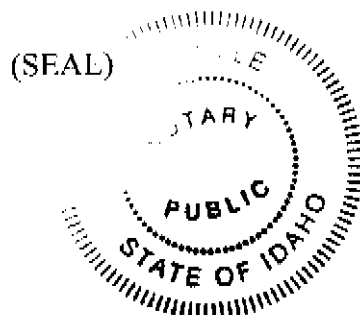
5. Through his motion, Mr. Holm seeks a thirty (30) day continuance, and/or sufficient time for the Court to address his motion change venue.

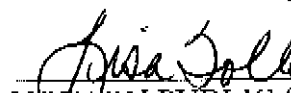
DATED this 27 day of May, 2004.

Federal Defenders of Eastern Washington and Idaho


STEVEN RICHERT

SUBSCRIBED AND SWORN TO before me this 27 day of May, 2004.



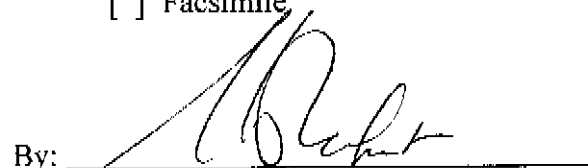

NOTARY PUBLIC for Idaho
Residing at: Pocatello, Idaho
Commission Expires: 8/25/2005

CERTIFICATE OF SERVICE

I HEREBY CERTIFY on the 27 day of May, 2004, I served a true and correct copy of the foregoing document as follows:

Jack Haycock, Esq.
Assistant United States Attorney
801 E. Sherman, Ste. 192
Pocatello, ID 83201

☐ U.S. Mail, postage prepaid
☒ Hand Delivery
☐ Overnight Mail
☐ Facsimile

By: 
Steven Richert